

2019 Regular Session

HOUSE BILL NO. 84

BY REPRESENTATIVE WHITE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FUNDS/FUNDING: To provide for funds collected from boat registration fees

1 AN ACT

2 To amend and reenact R.S. 34:851.32(A)(1), (B), and (C) and R.S. 56:10.2, relative to boat
3 registration; to provide for the Derelict Houseboat Fund and the Conservation Fund
4 in the state treasury; to provide for the distribution of boat registration fees; to
5 provide for the use of funds; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 34:851.32(A)(1), (B), and (C) are hereby amended and reenacted to
8 read as follows:

9 §851.32. Disposition of funds

10 A.(1) Funds accruing to the state of Louisiana from registration fees paid by
11 owners of motorboats and sailboats shall be paid into the state treasury and shall be
12 credited to the Bond Security and Redemption Fund. Out of the funds remaining in
13 the Bond Security and Redemption Fund, after a sufficient amount is allocated from
14 that fund to pay all obligations secured by the full faith and credit of the state which
15 become due and payable within any fiscal year, the treasurer shall, prior to placing
16 such remaining funds in the State General Fund, pay into the ~~Derelict Houseboat~~
17 Conservation Fund of the Louisiana Wildlife and Fisheries Commission an amount
18 equal to the total amount, less the amounts provided in Paragraph (2) of this
19 Subsection, of the sums recovered as ~~registration fees~~ for motorboat and sailboat
20 registrations in R.S. 34:851.20 and 851.23 of this Part for the purpose of

1 administering and enforcing the provisions of this Part or for such other purposes as
2 may be determined by said commission.

3 * * *

4 B. The revenues derived from the registration fees paid into the ~~Derelict~~
5 ~~Houseboat~~ Conservation Fund pursuant to Subsection A of this Section shall be
6 made available for the purpose of providing the necessary additional funds for the
7 administration and enforcement of the provisions of this Part or for such other
8 purposes as may be determined by the Louisiana Wildlife and Fisheries Commission.

9 C. Funds accruing to the state of Louisiana from ~~registration~~ the fees paid
10 ~~by owners~~ for the registration of houseboats shall be paid into the state treasury and
11 shall be credited to the Bond Security and Redemption Fund. Out of the funds
12 remaining in the Bond Security and Redemption Fund, after a sufficient amount is
13 allocated from that fund to pay all obligations secured by the full faith and credit of
14 the state which become due and payable within any fiscal year, the treasurer shall
15 pay into the Derelict Houseboat Fund an amount equal to the total amount of the
16 sums recovered as ~~registration~~ fees for houseboat registrations in R.S. 34:851.20 of
17 this Part.

18 Section 2. R.S. 56:10.2 is hereby amended and reenacted to read as follows:

19 §10.2. Derelict Houseboat Fund

20 There is hereby created a fund within the state treasury known as the
21 "Derelict Houseboat Fund" which shall consist of those revenues collected from the
22 registration of houseboats provided for in 851.32(C). ~~The revenues shall be subject~~
23 ~~to the same requirements as provided for other revenues placed in the Conservation~~
24 ~~Fund in Paragraph (1) of this Subsection.~~ The monies in this fund shall be used
25 ~~solely~~ for the purpose of awarding grants to parish governments to remove any
26 unattended, derelict, junked, or abandoned houseboat in any canal, coulee, drainage
27 ditch, outfall canal, bayou, bay, lake, or any other waterway, whether navigable or
28 not, or on the banks thereof within the state of Louisiana. An amount not to exceed
29 ten percent of the annual appropriation may be used for the administration and

1 enforcement of this Section and Part IV of Chapter 4 of Title 34 of the Louisiana
 2 Revised Statutes of 1950. The Louisiana Wildlife and Fisheries Commission may
 3 promulgate rules and regulations in accordance with the Administrative Procedure
 4 Act to provide for the application, administration, and award of such grants.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 84 Reengrossed

2019 Regular Session

White

Abstract: Directs revenues collected from boat registrations and authorizes uses of the Derelict Houseboat Fund.

Present law requires the revenue collected from motorboat, sailboat, and houseboat registration fees be paid into the Derelict Houseboat Fund.

Proposed law requires the revenue collected from motorboats and sailboat registration fees be paid into the Conservation Fund to administer and enforce present law motorboat and vessel provisions and other purposes as the La. Wildlife and Fisheries Commission determines.

Present law requires the monies in the Derelict Houseboat Fund paid by owners of houseboats be used for awarding grants to parish governments to remove any unattended, derelict, junked, or abandoned houseboat in any canal, coulee, drainage ditch, outfall canal, bayou, bay, lake, or any other waterway, whether navigable or not, or on the banks thereof within the state of La.

Proposed law retains present law and authorizes an amount not to exceed 10% of annual appropriation of the Derelict Houseboat Fund to be used to administer and enforce the derelict houseboat program and present law boating provisions.

(Amends R.S. 34:851.32(A)(1), (B), and (C) and R.S. 56:10.2)